

MINUTES OF MEETING
BOARD OF CERTIFICATION
PERSONNEL IN WASTEWATER TREATMENT FACILITIES

Date: April 17, 2006
Place: Statewide Operator Training Center, Oahu
Time: 8:30 am

Attendance:	Eassie Miller (Chairperson)	Victor Moreland
	Charles Dawrs	Myron Nomura
	Ken Knapp	Wayne Salas
	Marshall Lum	

Absent: Mansfield “Manny” Dacay

I. CALL TO ORDER:

Eassie called the meeting to order at 8:30 am. Primary purpose of the meeting was to discuss proposed changes to HAR chapter 11-61 (Mandatory Certification Rules) and to meet with the Deputy Attorney General.

II. NEW BUSINESS:

- a. The “High Road” March 2006 newsletter from Hawaii State Ethics Commission was distributed to members.
- b. Denied Matthew Hamlin’s reciprocity request for a Grade 2 license from the State of Illinois.
- c. Motions were made and passed to include a new meeting agenda item on revisions to the August exam application. Due to limited time before the August exam application deadline, members agreed to withhold revisions to the exam application form. A revised exam application form will be ready by July for exams in 2007.

III. MEETING WITH THE DEPUTY ATTORNEY GENERAL:

Introductions of Deputy Attorneys General Bill Cooper and Edward “Ted” Bohlen were made and the following items were discussed:

- a. Due to the limited administrative support provided to the Board, Ted suggested creating positions for a Director and/or Secretary to support administrative duties of the Board. The position(s) could be created through

Legislative action. Discussion followed on the history of the Board's special fund account and its current balance of \$50,000.

- b. Concerning Mr. Ratte's request for a hearing, the Board will need to request the Director of Health appoint a Hearings Officer for the case. Secondly, the Board will need to draft a letter to Attorney General Mark Bennett to request Board representation by a Deputy Attorney General at the hearing. Motions on these items were made, seconded, and approved by the Board following the meeting with the attorneys. Eassie and Ken abstained from voting on both motions.
- c. Following a hearing, the Hearings Officer will draft a Final Findings of Fact and Conclusions of Law document that contains a recommendation to the Board for a final decision on the case.
- d. Deputy Attorney General Linda Chow has been assigned to represent the Hearings Officer at the hearing. Bill suggested having Linda attend a future Board meeting.
- e. Revisions to the fee structure in the rules (HAR chapter 11-61) do not need to be specifically stated. Proposed language in the rule revisions could state, "The Board shall set fees from time to time as deemed appropriate by the Board." Operators would then need to be clearly notified of any changes to the fee structure.

IV. PROPOSED RULE CHANGES

New ideas and items of HAR chapter 11-61 needing revisions and further discussion are as follows:

- a. Wastewater treatment plant classifications;
- b. Code of Ethics training, testing, and licensing;
- c. Temporary certification requirements and DRC issues;
- d. Education and experience requirements for exam applicants;
- e. Operator in Training designation;
- f. Definitions;
- g. Multi-entry exam concept; and

h. Fees Structure.

Members agreed to research how other states such as New York, California, Michigan, Oregon, and Washington have addressed these issues. Table format presentations will be incorporated in the regulations to facilitate understanding.

V. ADJOURNMENT

Meeting was adjourned at 2:30 pm.